IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION.
CRIMINAL APPICATION No.2332 of 2007

Sanjay Narayan Ghuge ..Applicant.

Vs.

THE STATE OF MAHARASHTRA ..Respondent.

Mr Manoj Bhatt, Advocate for the Applicant.

Mr K. V. Saste, APP for the State.

CORAM: V.C. DAGA, J.
DATED: 30th JULY, 2007.

P.C.:-

1. Heard learned Advocate for the applicant and the learned A.P.P.for the State.

2. Perused application and the material available on record.

3. This application under Section 438 of the Cr.P.C.,seeking pre-arrest bail in C.R.No.I-98/2007 registered with the Ulhasnagar Police Station for the offence punishable under Sections 406 and 420 of the I.P.C.

4. The applicant has produced order dated 2.6.2007 passed below Anticipatory Bail

Application No. 398 of 2007 by the learned Additional Sessions Judge, Kalyan; wherein, co-accused (i.e.employees of the alleged United Western Ltd. Company) have already been granted anticipatory bail.

5. Learned APP for the State could not satisfy me as to what purpose would be achieved by seeking custody of the accused. In this view of the matter, I am inclined to grant anticipatory bail to the present applicant.

6. In the event of arrest in C.R.No.I-98 of 2007 the applicant Sanjay Narayan Ghuge be released on bail in the sum of Rs.15,000/- with one surety to make up the said amount on following terms and conditions:

(a) that he should report Ulhasnagar Police Station once in a week i.e. on every Saturday between 3.00 to 5.00 p.m.

(b) the applicant shall no directly or indirectly, make any inducement, threat or promise to any

person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer;

(c) the applicant shall n

pressurise witnesses and that he shall co-operate with the Investigating agency, if required.

7. This order of anticipatory bail shall remain in force till the filing of the charge sheet. It would be open for the applicant to apply for regular bail before the regular Court.

8. The application is allowed in the above terms.

(V.C. DAGA,J.)